

PATENT
P00245US4
PRODIGENE, INC.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ARNTZEN, Charles J. et al GROUP ART NO. 1806
SERIAL NO: 08/479,742 EXAMINER:
FILED: June 7, 1995
TITLE: VACCINES EXPRESSED IN PLANTS

REVOCATION OF PRIOR POWERS, APPOINTMENT OF
NEW POWER OF ATTORNEY AND CHANGE OF ADDRESS

To the Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

As ASSIGNEE of the entire right, title and interest of
the above identified, ProdiGene, Inc. hereby

REVOCATION OF PRIOR POWERS OF ATTORNEY

Revoke all powers of attorney of Ned L. Conley,
Registration No. 19,204; Kevin L. Daffer, Registration No.
35,146; Michael F. Heim, Registration No. 32,702; Shawn
Hunter, Registration No. 36,168; Bruce Noel Kivlin,
Registration No. 33,929; C. Steven McDaniel, Registration No.
33,962; Gregory L. Maag, Registration No. 32,363; Eric B.
Meyertons, Registration No. 34,876; Leslie V. Payne,
Registration No. P38,267; David A. Rose, Registration No.
26,223; Jeffrey W. Tayon, Registration No. 30,717; and
Marcella W. Watkins, Registration No. 36,962; Texas Commerce

Tower, 600 Travis, Suite 1850, Houston, Texas 77002-2912,
previously given and

NEW POWER OF ATTORNEY

Hereby appoint the following attorneys to prosecute and
transact all business in the Patent and Trademark Office
connected therewith:

Donald H. Zarley, Registration No. 18,543; Bruce W.
McKee, Registration No. 19,651; Dennis L. Thomte,
Registration No. 22,497; Michael G. Voorhees,
Registration No. 25,715; Edmund J. Sease, Registration
No. 24,741; Mark D. Hansing; Registration No. 30,643;
Kirk M. Hartung, Registration No. 31,021; Mark D.
Frederiksen, Registration No. 31,357; Daniel J.
Cosgrove, Registration No. 36,770; Michael R. Crabb,
Registration No. 37,298; Heidi S. Nebel, Registration
No. 37,719; Bruce A. Johnson Registration No. 37,361;
Wendy K. Hartung, Registration No. 39,705; and Jeffrey
D. Harty, Registration No. P-40,639; 801 Grand Avenue,
Suite 3200, Des Moines, Iowa 50309-2721.

CHANGE OF ADDRESS

SEND CORRESPONDENCE TO:

ZARLEY, MCKEE, THOMTE,
VOORHEES & SEASE
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309-2721
(515) 288-3667

DIRECT TELEPHONE CALLS TO:

Heidi S. Nebel
at (515) 288-3667

[illegible]

ProdiGene, Inc.
1500 Research Pkwy., Suite 220
College Station, Texas 77845

Dated: 10-10-97

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : ARNTZEN, et al.
SERIAL NO : CONT. of 08/481,552
FILED : August 9, 2001
TITLE : VACCINES EXPRESSED IN PLANTS

Grp./A.U. : 1645
Docket No. : P00245USG

**STATEMENT UNDER 37 C.F.R. § 3.73(b)
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION**

Assistant Commissioner for Patents
Washington, D.C. 20231

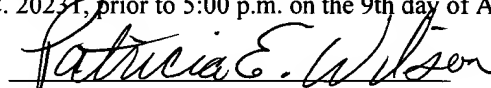
Dear Sir:

PRODIGENE, INC., the assignee of the entire right, title and interest hereby seeks to take action in the PTO in this matter.

An assignment from inventor Charles J. Arntzen to Terramed, Inc. was recorded in the PTO in the parent case (SN 07/750,049 filed August 26, 1991) at Reel/Frame 8138/0405 on September 26, 1996; from inventor Dominic Man-Kit Lam to Terramed, Inc. was recorded in the PTO in the parent case (08/479,742 filed June 7, 1995) at Reel/Frame 8763/0499 on October 7, 1997; from Terramed, Inc. to Prodigene, Inc. was recorded in the PTO in the parent case (SN

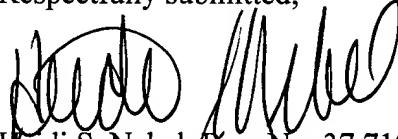
CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this document and the documents referred to as enclosed therein are being deposited with the U.S. Postal Service in an envelope as "Express Mail Post Office to Addressee" addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, prior to 5:00 p.m. on the 9th day of August, 2001.


Patricia E. Wilson
Express Mail Label # EL745291130US

08/479,742 filed June 7, 1995) at Reel/Frame 8763/0450 on October 7, 1997.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Heidi S. Nebel', written over a circular notepad or stamp.

Heidi S. Nebel, Reg. No. 37,719

ZARLEY, McKEE, THOMTE, VOORHEES
& SEASE

801 Grand Avenue, Suite 3200

Des Moines, Iowa 50309

Phone No. (515) 288-3667

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CUSTOMER NO: 22885

Attorneys of Record

- pw -

FILED OCT 10 1997

PATENT

Attorney's Docket No. 1560-00206

Applicant or Patentee: Charles Joel Arntzen and Dominic Man-Kit Lam
Serial or Patent No.: Not Yet Assigned
Filed or Issued: June 7, 1995
For: Vaccines Expressed in Plants

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Edible Vaccines, Inc.
ADDRESS OF CONCERN: 100 Hawthorn, Conroe, Texas 77301

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed, to and remain with the small business concern identified above with regard to the invention, entitled Vaccines Expressed in Plants by inventor(s) Charles Joel Arntzen and Dominic Man-Kit Lam described in

- ☐ the specification filed herewith.
☒ application serial no. 08/479,742, filed June 7, 1995.
☐ patent no. _____, issued _____.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

***NOTE:**

Separate verified statements are required from each named person, concern or organization having rights to the invention availing to their status as small entities. (37 CFR 1.27).

FULL NAME: _____
ADDRESS: _____

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

FULL NAME: _____
ADDRESS: _____

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

FULL NAME: _____
ADDRESS: _____

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:

Dr. Dominic Man-Kit Lam

TITLE OF PERSON OTHER THAN OWNER:

President

ADDRESS OF PERSON SIGNING:

100 Hawthorn, Conroe, Texas 77301

SIGNATURE: _____

Domestic

Date: _____

July 14 '95